

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
NORFOLK DIVISION

UNITED STATES OF AMERICA

v.

Case No. 2:16cr6  
(MOTION NO. 11)

ANTHONY L. BURFOOT

**DEFENDANT ANTHONY L. BURFOOT'S MOTION TO DISMISS PERJURY COUNTS SEVEN AND EIGHT ON THE GROUNDS THAT THE PREDICATE QUESTIONS CONSTITUTED IMPERMISSIBLE PERJURY ENTRAPMENT**

COMES NOW the defendant, Anthony L. Burfoot, and, pursuant to the Fifth and Sixth Amendments of the United States Constitution, Fed. R. Crim. P. 12 (b) (3), and the inherent and supervisory powers of this Honorable Court, respectfully moves this Court for the entry of an Order dismissing perjury Counts Seven and Eight, on the grounds that the predicate questions by the Government constituted impermissible perjury entrapment.

The defendant further respectfully incorporates by reference herein the grounds set forth in the defendant's accompanying Brief In Support.

ANTHONY L. BURFOOT

By: \_\_\_\_\_/s/\_\_\_\_\_  
Of counsel

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 2<sup>nd</sup> day of March, 2016, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to:

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\_\_\_\_\_/s/  
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